

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
REVIEW PETITION NO.28 OF 2007
IN
WRIT PETITION NO.6154 OF 2006

Ambadas A. Kudkya1 Petitioner
Vs.
The State of Maharashtra & Ors. Respondents

Shri Ramdas P. Sabban for the Petitioner.

Shri Y.R. Naik for the Respondent No.3.

CORAM: R.M.S. KHANDEPARKAR &
V.M. KANADE, JJ.

DATED: APRIL 10, 2007

P.C:

Heard. Merely because in the order dated 20-1-2003, by which the Writ Petition No.3373 of 1993 was disposed of, the Division Bench has not used the expression "disposed of", it cannot be said that the said petition was not finally disposed of. Plain reading of the order dated 20-1-2003 clearly indicates that the Division Bench after hearing the parties was satisfied that the order of the nature that was passed on the said day would meet the requirements in the matter, and that itself discloses that the Division Bench had disposed of the matter in terms of the order dated 20-1-2003. Mere absence of the expression "disposed of" in the said order would not lead to the conclusion that the petitioner's petition has not been

disposed of. Being so, there is no case for review of the order dated 18-9-2006 passed in Writ Petition No.6154 of 2006 on the said ground. The review petition, therefore, is rejected.

(V.M.Kanade, J.)

(R.M.S.Khandeparkar, J.)

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